

UNITED STATES BANKRUPTCY COURT
EASTERN DISTRICT OF WISCONSIN

IN RE
WILLIAM J. FOLEY

Debtor.

Case No. 14-31425-pp
Chapter 7

Hon. Michael Halfenger

Witness List and Exhibit List with Accompanying Exhibits for January 28, 2015 Hearing

Creditors Sandwich Kings, LLC d/b/a Suburpia, Three Sandwich Kings, LLC, and Layton Sandwich Kings, LLC, by Nistler Law Office, s.c., by Attorney Joan M. Shepard, hereby submits this List of Potential Witnesses and Exhibit List, along with the accompanying exhibits in accordance with the Court's November 25, 2014 Order.

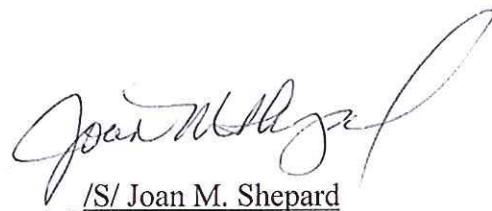
Witness List:

1. Howard Duncan
c/o Nistler & Condon, s.c.
7000 West North Ave.
Wauwatosa, WI 53213
2. Marietta Duncan
c/o Nistler & Condon, s.c.
7000 West North Ave.
Wauwatosa, WI 53213
3. Deputy Green
Milwaukee County Sheriff's Department
821 W. State Street
Room 107
Milwaukee, WI 53233
4. Representative from Eagle Movers
929 West Bruce Street
Milwaukee, WI 53204

Exhibit List

1. Copy of Inventory from Eagle Movers
2. Copy of Title of Vehicle showing ownership
3. Execution Against Property paperwork.

Dated this 21st day of January, 2015.



/S/ Joan M. Shepard

Joan M. Shepard
Wis. State Bar No. 1072649
Brent D. Nistler
Wis. State Bar No. 1033990
Attorney for Creditor

Nistler & Condon, s.c.
7000 W. North Ave.
Wauwatosa, WI 53213
jshepard@nistlerlaw.com
bnistler@nistlerlaw.com
Phone: 414-763-1147
Facsimile: 414-988-9572

UNITED STATES BANKRUPTCY COURT
EASTERN DISTRICT OF WISCONSIN

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AFFIDAVIT OF MAILING

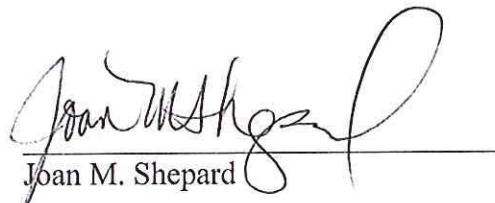
STATE OF WISCONSIN)
)
) SS
MILWAUKEE COUNTY)

Joan M. Shepard, of Milwaukee, Wisconsin, being first duly sworn, on oath, says that she is an employee of Nistler & Condon, s.c., and that on the 21th day of January, 2015, she mailed, properly enclosed in a postage-paid envelope, a copy of the following:

- Witness List of Witnesses being called for the January 28th hearing in front of Judge Halfenger;
- Exhibit List and accompanying Exhibits; and
- Copy of this affidavit of mailing;

addressed as follows:

William Foley
11400 W. Bluemound Rd.
Suite 300
Brookfield, WI 53226



Joan M. Shepard

Subscribed and sworn to before me
this 21 day of January, 2015.

Sherman Meier
Notary Public, State of Wisconsin
My commission is permanent.



STATE OF WISCONSIN CERTIFICATE OF TITLE

Vehicle Identification Number:

1G4GD2219W4708698

Year:

1998

Make:

BUICK

Title Number:

12338RG0124

Issue Date:

12/03/2012

Chassis Type:

AUTO

County Registry:

27809

Current Title:

ACTUAL

Original Date:

11/24/12

Previous Owner(s):

43718123384

Body Style:

COUPE

Color:

WHITE

Titled Owner(s):

LAYTON SANDWICH KINGS INC
116 E LAYTON AVE
MILWAUKEE, WI 53207-5907

The person, firm or corporation named on this Title is the lawful owner of this vehicle described, subject to any security interest, lease or claim. The title holder(s) appear on this Title does not necessarily represent true owner. The Wisconsin Department of Transportation and/or its contractors or agents shall not be liable to the assignee of this Certificate of Title or to persons in regard to mileage, travel expenses or for history of the vehicle. It is my/our knowledge, if about the history of the vehicle, and makes no warranty that the history contained in this document is correct. No other warranties or representations have been made in this document.

Title Holder(s):

NONE,

Additional Vehicle Detail:

EXEMPT FROM ODOMETER - 10 YEARS OLD

SELLER: When the vehicle is sold, complete the ASSIGNMENT OF CERTIFICATE OF TITLE on the back of this title and give it to the purchaser with the vehicle. You may wish to retain a copy of this title with your records. Information and signature as noted on page 1.

PURCHASER: Apply for a new title with the Wisconsin Division of Motor Vehicles immediately. To obtain records this vehicle, you must file it with the Division of Motor Vehicles.

MAIL ADDRESS:



STATE OF WISCONSIN, CIRCUIT COURT, MILWAUKEE

COUNTY

For Official Use

Case Caption
 Sandwich Kings, LLC, et al

v
 Bluemound Sandwich Kings, Inc. et al.

Execution Against
Property

Case No. 13 CV 2944

TO: Sheriff of Milwaukee County:

Judgment was entered in this case as indicated below for the amount listed, plus subsequent costs, including statutory interest from entry of judgment.

You are ordered to satisfy this judgment out of the personal property of the judgment debtor within your county. If sufficient personal property cannot be found, satisfy the judgment out of the real property in your county belonging to the judgment debtor.

Return this execution within 60 days after you receive it, to the clerk of Circuit Court of the issuing county.

Judgment Debtor(s) (Name and Address) William J. Foley 1961 N. Summit Ave. Suite 701 Milwaukee, WI 53202	Debtor's Attorney (Name and Address) No attorney of record
Judgment Creditor(s) (Name and Address) Sandwich Kings, LLC, Three Sandwich Kings, LLC, Layton Sandwich Kings, LLC 10853 W. Bluemound Road Wauwatosa, WI 53226	Creditor's Attorney (Name and Address) Joan M. Shepard Nistler & Condon, s.c. 7000 W. North Ave Wauwatosa, WI 53213

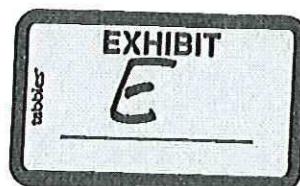
Date of Judgment: May 6, 2014	Total Judgment & Costs: \$ 1,906,325.15
Date Docketed: May 6, 2014	Satisfaction/Releases/Modifications: \$ 2,731.50
Time Docketed: 3:48 p.m.	Net Due: \$ 1,903,593.65

Remarks/Description of property to be returned to creditor:

All Equipment, money, fixtures, personal property, furniture, cash registers, computers, food items, signage, slicers, food preparation surfaces, coolers, sinks, spices, aprons, packaging materials, cleaning supplies, picnic tables, umbrellas, vehicles, drink items, glassware, all items with Suburbia logos.

If execution is in a county other than the originating county, this information must be completed:

County To Which Execution Is Directed	Date Transcript Docketed	Time Transcript Docketed



Seal

Clerk of Circuit Court:



Authorized Signature

Date

Address

John M. Kappeler 06/20/14
Current Judgment Owner Date
Attorney for Plaintiffs/Judgment Owners

To be completed by creditor or attorney.

Net due from above \$1,903,593.65Interest due to date of July 30, 2014 \$18,639.65Total balance due to date of July 30, 2014 \$1,922,233.30Per diem interest calculation \$ 219.29/day x \$1,922,233.30

85

Sheriff's Endorsement of Receipt

Date Received: _____

Time Received: _____

To be completed by sheriff.

Total amount due upon execution \$ _____

Including sheriff's fees.

EAGLE MOVING AND STORAGE COMPANY

NAME: Howard Duncan
 ADDRESS: 30046 Parkview Rd
 PHONE: Waterford WI ZIP 53195
 DATE IN: 262-492-3882
 LOCATION: VAULT LOC.
 CUBIC FT: 100

LIST ITEMS	STK# No.
1 Pack	3
1 Trunk mini	4
Apple Screen	5
Apple Thimx	6
Apple Screen	7
Creson	8
Mac Mini	9
Eastern Orange	10
Appl. Pipal	11
Mac China	12
Chair	13
MAC eye TV	14
Apple Keyboard	15
Furniture Cabinet	16
Furniture Curves	17
Furniture	18
Eastern Xylo	19
Eastern	20
1 Pod	21
4 PC DVD's	22
NEC Tech Home theater	23
Suph	24
Refrig. Hause	25
Kenmore AC	26
Keyboard	27
Vacuum Cleaner	28
Cash Drawer	29
Universal Modem	30
Office Chair	31

Iums Curbod
 Appliances:
 Yes No
 Landlords Tenants
 Fumigation:
 Yes No
 No
 Tenant Present:
 Yes No
 No
 Items taken by tenant:
 Yes No
 No
 Inventory by: TB DB JB TW other

BILL NO:	91014-A
NO. OF VALUABLES	1
TAX	1
Glass Plates	1
1913	1913
1913	1913

Box 2
 29
 35 This is your STORAGE RECEIPT
 36 Storage rate per month _____
 Warehousing Labor Charge _____
 Other Charges _____
 Notice to Rental Holder: Please be advised that on the initial storage
 date (Date bill rendered) liability begins to accrue. Any subsequent
 move or this account will be listed on the statement. No storage
 Moving Inc.
 Unless otherwise stated, all property listed on this inventory is stored
 at the location printed on this form.
 Liability for loss shall be limited to no more than five cents per
 pound, unless additional insurance coverage is issued.
 With proper identification, this property shall be released to the
 person or persons named above, or to person or persons named and
 by the above named person.

X Warehousing Service Account

37	38	39
40	41	42
43	44	45
46	47	48
49	50	51
52	53	54
55	56	57
58	59	60
61	62	63
64	65	66
67	68	69
70	71	72
73	74	75
76	77	78
79	80	81
82	83	84
85	86	87
88	89	90
91	92	93
94	95	96
97	98	99
100	101	102

Page
 509 WEST BRUCE STREET MILWAUKEE, WI 53204 414-383-
 1111

RECEIVED BY:

Howard Duncan

DATE 6/1
 11-11

EXHIBIT

F

EAGLE MOVING

ND STORAGE COMPANY

RE *Hank & Diane*
ADDRESS
ONE
TIN
ATION
SIZE FT.

VAULT LOG

LIST ITEMS	STKR No.
Apple Screen	95
Computer desk	100
NE	100
Gymnastic Appar	100
Cubinat	100
Epson WF 2510	100
Epson Box	100
Epson Box	100
Flex X By	100
Diva Built Inset	100
Home box covers	100
Keycards	100
Microvile	100
T Pack	100
T Pack mini	100
Two form	100
Car keys	100
Mac Book	100
Car truck	100
Mac Comput	100
Chair	100
VCD X	100
Box misc	100
X	100
Other	100
Cabinet	100
Kennon AC	100

Items Curbed Yes No
 Appliances Landlords Tenants
 Furnigation Yes No
 Tenant Present Yes No
 Items taken by tenant Yes No
 Inventory by TB DB JB TW other

929 WEST BRUCE STREET

RECEIVED BY:

Felicie

MILWAUKEE, WI 53204

414-383-1776

DATE OUT
9-11-14

EAGLE MOVING AND STORAGE COMPANY

ME DRESS ONE YE IN CATION BIG FT. *Tanner Duncan
3004 Pk Parkway Rd.
Waterford WI ZIP 53185*

LIST ITEMS		STK# NO.
Gold X Chair		01
Gold X Chair		02
Milk Carton		03
Any kind of can		04
Spice, Tasty		05
Taste		06
(105)		07
Reel		01
Reel, short		02
Reel, short		03
X-Treme Mail Box		04
2x summer coat		05
109		
Blue Tools Hand set		
Tools, short		
Finger cast		
Wires		
Space suit		
Space suit		
Video		
The Magic Box		
White shirts		
Concert		
105/113		
Play		
Camp		
Old Books		

10. **Has the landlord or his/her agent taken any action against you because you have complained about the condition of the premises?**
 a) **Has the landlord or his/her agent threatened to evict you?**
 b) **Has the landlord or his/her agent threatened to increase your rent?**
 c) **Has the landlord or his/her agent threatened to withhold services?**
 d) **Has the landlord or his/her agent threatened to damage your property?**
 e) **Has the landlord or his/her agent threatened to do any other action?**

BILL NO.			
NO. VALUABLES	TAG	TAG	\$
			GLASS ITEMS

LIST	ITEMS	STK# No.
B \$9 95	70 95 700	92 93
No. 8		
WADLIM		

This is your STORAGE RECEIPT

Storage rate per month _____ \$
Warehouse Labor Charge _____ \$
Other Charge () _____ \$

NOTES TO DEBTOR/HOLDER: Please be advised that on the initial storage date (Date) monetary liabilities begin to accrue. Any money paid toward this account will be listed on the electronic file at Eagle Movers Inc..

Unless otherwise stated, all property listed on this inventory is stored at the location printed on this form.

Utility for loss shall be limited to no more than sixty cents per pound, unless additional insurance coverage is issued.

With proper identification, this property shall be released to the person or persons named above, or to person or persons so directed by the above named person.

x

WHAT IS A LETTER OF DRAFT

RECEIVED BY [Signature] DATE OUT 7-11-14

229 WEST BRUCE STREET